

1637
PATENT

Attorney Docket No. FORS-04447

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APR 1 2002

TECH CENTER 1600/2900

In re Application of: Michael W. KAISER *et al.*
Serial No.: 09/684,305
Filed: 10/06/00
Entitled: IMPROVED CLEAVAGE AGENTS

Group No: 1637
Examiner: Fredman

AMENDMENT TRANSMITTAL

BOX NON FEE AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: March 13, 2002By: 

Mary Ellen Waite

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	34	—	34	0	×	18.00	\$0.00
Independent Claims	3	—	3	0	×	80.00	\$0.00

TOTAL DUE 0.00

1. No additional fee is required.
2. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: March 13, 2002By: 

David A. Casimir
Registration No. 42,395

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105
415/904-6500




MAD

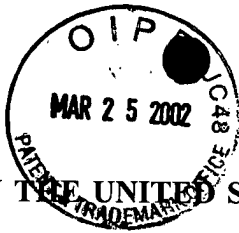
Serial No.: _____ MC File No.: FORS - 4447 By: DAC2
MEW

In The Matter of the Application Of: KAISER et al.

Date Mailed: 10-6-00 Due Date: _____

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

<input type="checkbox"/> Design Patent Application _____ Pages	<input type="checkbox"/> Trademark Application	<input type="checkbox"/> PCT Application _____ Pages
<input type="checkbox"/> Plant Patent Application _____ Pages	<input type="checkbox"/> ITU Trademark Application	<input type="checkbox"/> Chapter II Demand
<input type="checkbox"/> Prov. Patent Application _____ Pages	<input type="checkbox"/> Statement of Use	<input type="checkbox"/> Authorization of Agent
<input checked="" type="checkbox"/> Utility Patent Application <u>340</u> Pages	<input type="checkbox"/> Trademark Renewal Application	<input checked="" type="checkbox"/> Transmittal Letter <input checked="" type="checkbox"/> Duplicate
<input checked="" type="checkbox"/> DIV <input type="checkbox"/> CONT	<input type="checkbox"/> Section 8 & 15 Affidavits	<input type="checkbox"/> Certificate of Mailing
<input type="checkbox"/> CIP <input type="checkbox"/> CPA	<input type="checkbox"/> Specimens	<input checked="" type="checkbox"/> Cert. of Express Mailing Label No. <u>EL 65877 3854</u>
<input type="checkbox"/> U.S. Nat'l. Entry	<input checked="" type="checkbox"/> Declaration/Oath/Affidavits	<input checked="" type="checkbox"/> Check(s): \$ _____
<input type="checkbox"/> Information Disclosure Statement	<input checked="" type="checkbox"/> Drawings: <u>127</u> Sheet(s)	<input checked="" type="checkbox"/> Deposit Account Authorization
<input type="checkbox"/> Form PTO-1449 and Copies of References Contained Thereon	<input type="checkbox"/> Formal <input type="checkbox"/> Informal	
<input type="checkbox"/> Form PTO-1533 (Not. of Missing Parts)	<input checked="" type="checkbox"/> Power of Attorney <u>by [signature]</u>	
<input type="checkbox"/> Certificate Re: Sequence Listing	<input type="checkbox"/> Form PTO-1594/1595	
<input type="checkbox"/> Sequence Listing in Paper Copy and on Computer Readable Diskette	<input type="checkbox"/> Assignment	
<input type="checkbox"/> Form PTOL-85B (Issue Fee Transmittal)	<input checked="" type="checkbox"/> Small Entity Declaration <u>PER 14</u>	<input type="checkbox"/> <u>16931 U.S. PTO</u>
<input type="checkbox"/> Form PTO-1050 (Cert. of Correction)	<input checked="" type="checkbox"/> Amendment/Response <u>PER 14</u>	<input type="checkbox"/> <u>09/684305</u>
<input type="checkbox"/> Maintenance Fee Transmittal Form	<input type="checkbox"/> Extension of Time Req.: _____ Month(s)	<input type="checkbox"/> 
<input type="checkbox"/> Reexamination Request	<input type="checkbox"/> Notice of Appeal	<input type="checkbox"/> <u>10/06/00</u>
	<input type="checkbox"/> Appeal Brief	
	<input type="checkbox"/> Petition _____	



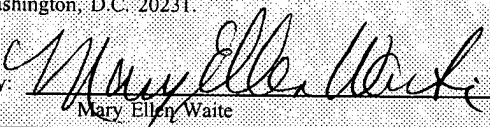
PATENT
Attorney Docket No. FORS-04417
RECEIVED
APR 1 2002

In re Application of: Kaiser *et al.*
Serial No.: 09/684,305
Filed: 10/06/00
Entitled: **IMPROVED CLEAVAGE AGENTS**

TECH CENTER 1600/2900
Group No.: 1637
Examiner: JN Fredman

RESPONSE TO RESTRICTION REQUIREMENT MAILED FEBRUARY 21, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
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Dated: <u>March 13, 2002</u>	By:  Mary Ellen Waite

Sir:

The following communication is responsive to the Restriction Requirement in the Office Action mailed February 21, 2002 for patent application serial number 09/684,305. Applicants note that the present restriction requirement is directed to Claims 1-52, which were cancelled in a preliminary amendment filed with the present application (attached hereto is a copy of the preliminary amendment and return receipt postcard showing receipt by the PTO). Therefore, Applicants are unable to respond to the Examiner's Restriction Requirement as none of the pending claims have been examined. Should the Examiner believe that a telephone interview would aid in the prosecution of this application, Applicants encourage the Examiner to call the undersigned collect at (608) 218-6900.

Dated: March 13, 2002



David A. Casimir
Registration No. 42,395

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94015



~~COPY OF PRE AMEND A~~

PATENT #6
Attorney Docket No. FORS-04447

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RECEIVED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kaiser *et al.*

Serial No.:

Filed:

Entitled:

IMPROVED CLEAVAGE AGENTS

Group No.:

Examiner:

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
Dated: <u>October 6, 2000</u>	By: <u>Mary Ellen Waite</u> Mary Ellen Waite

Sir:

The following communication is responsive to the Restriction Requirement in the Office Action mailed May 9, 2000 for patent application serial number 09/308,825. In the restriction requirement, the Examiner restricted the claims into three groups: Group I, Claims 1, 2, 6, 7, 22-26, and 46-52; Group II, Claims 3-5 and 8-21; and Group III, Claims 27-45. Applicants elected group I for prosecution with patent application serial number 09/308,825. The present Divisional Application is directed to the claims in Group III (*i.e.*, Claims 27-45).

IN THE CLAIMS

Please cancel Claims 1-52.

Please add the following claims:

53. A method for treating nucleic acid, comprising:
- a) providing:
 - i) a purified archael FEN-1 endonuclease; and
 - ii) a nucleic acid substrate;